

# Law Offices of Gregory J. Vogt, PLLC

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August 12, 2016

Mathew S. DelNero  
Wireline Competition Bureau Chief  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, D.C. 20554

**RE:   *Protecting And Promoting The Open Internet*, GN Docket  
No. 14-28; *Connect America Fund*, WC Docket No. 10-90,  
*Developing a Unified Intercarrier Compensation Regime*, CC  
Docket No. 01-92**

Dear Mr. DelNero;

Pursuant to the Commission's *Open Internet Order*,<sup>1</sup> Home Telephone ILEC, LLC SAC 240527 ("Home Telecom") hereby notifies the Bureau of its intention to cease offering its broadband Internet transmission service as a separate component of its broadband Internet transmission service. As such, the transmission component will not be provided as a separate regulated service and will only be provided as part of the complete broadband Internet access service that it offers to end user customers, either through itself or through an affiliated company.

Home Telecom currently provides broadband Internet transmission service as a detariffed Title II offering. Home Telecom is not a member of the National Exchange Carrier Association traffic sensitive pool.

The Commission made clear in the *Rate-of-Return Connect America Fund Order*,<sup>2</sup> as well as the *Clarification Order*,<sup>3</sup> that a rate-of-return carrier could make the

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<sup>1</sup> *Protecting and Promoting the Open Internet*, GN Docket No. 14-28, Report and Order on Remand, Declaratory Ruling and Order, 30 FCC Rcd 5601, ¶ 460 & n.1378 (2015).

<sup>2</sup> *Connect America Fund*, WC Docket No. 10-90, et al., Report & Order, Order & Order on Reconsideration & Further Notice of Proposed Rulemaking, FCC 16-33, ¶ 194, n.428 (rel. Mar. 30, 2016).

<sup>3</sup> *Connect America Fund*, WC Docket Nos. 10- 90, et al., Order DA 16-661, ¶25 (WCB, rel. Jun. 15, 2016) (citing the *Open Internet Order*).

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offering described in the first paragraph, and thus the revenues associated with the broadband Internet access transmission would no longer be subject to the federal universal service assessment pursuant to FCC Form 499-A.

This notice is effective 60 days from the date of this letter unless withdrawn or extended prior to that time.

Please let me know if you have any questions.

Sincerely,

/s/ Gregory J. Vogt

Gregory J. Vogt  
Counsel for Home Telephone ILEC. LLC

cc: Pamela Arluk